

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

RACHEL FRANK and DANIELLE
COWETTE, on behalf of themselves and
all others similarly situated,

Case No. 18-cv-447

Plaintiffs,

v.

**[PROPOSED] ORDER DENYING
DEFENDANTS' MOTION TO
DISMISS PLAINTIFFS' FIRST
AMENDED COMPLAINT**

GOLD'S GYM OF AIKENS, SOUTH
CAROLINA, GOLD'S GYM OF NORTH
AUGUSTA, SOUTH CAROLINA,
GOLD'S GYM OF AUGUSTA,
GEORGIA (BOBBY JONES EXP.),
GOLD'S GYM OF AUGUSTA,
GEORGIA (WALTON WAY EXT.) and
GOLD'S GYM OF EVANS, GEORGIA.

Defendants.

Having considered the submissions of the parties and the arguments of counsel, this Court hereby denies Defendants' Motion to Dismiss Plaintiffs' First Amended Complaint Due to Lack of Personal Jurisdiction and Improper Venue. Plaintiffs Rachel Frank and Danielle Cowette are residents of the State of Minnesota and received text messages from Defendants while located in Minnesota thereby causing injury to Plaintiffs. Accordingly, this Court finds it may exercise personal jurisdiction over Defendants. Defendants are ordered to Answer Plaintiffs' First Amended Complaint within fourteen (14) days of entry of this Order.

Dated: _____

Hon. David S. Doty
United States District Judge